

MARCH 21, 2000

At a regular meeting of the Members of the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York, held at the Town of Riverhead Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on December 21, 1999, at 2:00 o'clock P.M., Prevailing Time.

The meeting was called to order by Supervisor Villella, and upon roll being called, the following were

PRESENT: Supervisor Villella
 Member Cardinale
 Member Kent
 Member Kwasna
 Member Lull

ABSENT:

The following resolution was offered by Member Cardinale, who moved its adoption, seconded by Member Lull, to-wit:

RESOLUTION DATED DECEMBER 21, 1999.

A RESOLUTION DESIGNATING CALVERTON/CAMELOT LLC AS A QUALIFIED AND ELIGIBLE SPONSOR FOR REDEVELOPMENT OF APPROXIMATELY FOUR HUNDRED SEVENTH-TWO ACRES OF LAND, TOGETHER WITH THE BUILDINGS LOCATED THEREON, AND AUTHORIZING THE SALE BY THE AGENCY OF SUCH PROPERTY AND RELATED RIGHTS TO CALVERTON/CAMELOT LLC FOR REDEVELOPMENT.

WHEREAS, the Town of Riverhead Community Development Agency (the "Agency") is the owner of an approximately 2,900 acre parcel of land, together with the buildings located thereon, in Riverhead, which land is known as the former Naval Weapons Industrial Reserve Plant, Calverton (the "Calverton Site") a portion of which Calverton Site is located within an economic development zone duly designated as such pursuant to the New York State Economic Development Zones Act, being Article 18-B of the General Municipal Law; and

WHEREAS, there has been submitted to the Agency a proposal for, and the Agency is considering, (i) designating Calverton/Camelot LLC, a limited liability corporation organized and existing under the laws of New York, the "qualified and eligible sponsor" (the "Sponsor"), pursuant to Section 507(2)(c) and (d) of the General Municipal Law and in accordance with the established rules and procedures provided by the Agency, for the redevelopment of approximately 472 acres of the Calverton Site, together with the buildings located thereon, leases, including the existing NTSB lease, as amended, licenses and occupancy agreements related thereto and other rights in connection therewith (the "Property"), and (ii) selling the Property, pursuant to Sections 507(2)(d), 556(2) and 968(b) of the General

Municipal Law, to Calverton/Camelot LLC pursuant to a certain Agreement of Sale dated as of June 15, 1999 by and between the Agency and Calverton/Camelot LLC which Agreement of Sale is on file in the Office of the Town Clerk of the Town of Riverhead and is available for public inspection during regular business hours (the "Agreement of Sale") for \$17,000,000 for redevelopment by Calverton/Camelot LLC for industrial and, or, commercial purposes; and

WHEREAS, Sections 556(2), 507(2)(c) and (d) and 968(b) of the General Municipal Law require that a public hearing, following at least ten days public notice, be held by the Agency on the question of designating Calverton/Camelot LLC the Sponsor for the redevelopment of the Property and selling the Property to Calverton/Camelot LLC; and

WHEREAS, the Town of Riverhead (the "Town"), pursuant to Article 8 of the Environmental Conservation Law and the regulations promulgated thereunder by the State Department of Environmental Conservation ("SEQRA") has by Resolution Number 614 of 1998 accepted a final generic Environmental Impact Statement upon the redevelopment of the Calverton Site and has further adopted a Findings Statement contemplating the sale of the Real Property or a portion thereof; and

WHEREAS, the Agency, pursuant to SEQRA, declared itself "lead agency" by Resolution dated December 7, 1999, for the sale of the Property to Calverton/Camelot LLC, determined such sale of the Property to be a Type I Action pursuant to SEQRA, determined that such sale of the Property is in conformance with such Findings

Statement resulting from such Generic Environmental Impact Statement and determined that such sale of the Property does not pose significant impacts to either the natural or social environment and that a Supplemental Environmental Impact Statement need not be prepared pursuant to SEQRA; and

WHEREAS, on December 21, 1999, the Agency duly held said public hearing on the designation of Calverton/Camelot LLC as the Sponsor for the redevelopment of the Property and the sale of the Property by the Agency to Calverton/Camelot LLC, as Sponsor, after the requisite public notice; and

WHEREAS, a majority of the Town Board of the Town, acting as Members of the Agency, attended such public hearing; NOW, THEREFORE, BE IT

RESOLVED, by the Members of the Agency, as follows:

Section 1. Based upon the public hearing held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town on December 21, 1999 at 2:40 o'clock P.M., Prevailing Time, on the question of designating Calverton/Camelot LLC the Sponsor for the redevelopment of the Property and the sale of the Property by the Agency to Calverton/Camelot LLC, it is hereby determined to designate Calverton/Camelot LLC the Sponsor pursuant to Section 507(2)(d) of the General Municipal Law for the redevelopment of the Property.

Section 2. Based upon the public hearing held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town on December 21, 1999 at 2:40 o'clock P.M., Prevailing Time, on the question of designating Calverton/Camelot LLC the Sponsor for the

redevelopment of the Property and the sale of the Property by the Agency to Calverton/Camelot LLC, the sale of the Property by the Agency to Calverton/Camelot LLC is hereby authorized in accordance with Sections 507(2)(d), 556(2) and 968(b) of the General Municipal Law and in accordance with the terms of the Agreement of Sale.

Section 3. The Chairman of the Agency is hereby authorized, on behalf of the Agency, to execute and deliver the Deed and Bill of Sale attached to the Agreement of Sale and to execute and deliver such other documents and certificates as may be necessary or convenient to properly effectuate the sale of the Property by the Agency to Calverton/Camelot LLC in accordance with this Resolution and the Agreement of Sale and the Secretary of the Agency is hereby authorized to affix the seal of the Agency thereto and to attest the same, where necessary.

Section 4. The Chairman of the Agency is hereby authorized and directed to distribute copies of this Resolution to Calverton/Camelot LLC and to do such further things and perform such acts as may be necessary or convenient to implement the provisions of this Resolution and the Agreement of Sale.

Section 5. This Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

<u>Supervisor Villella</u>	VOTING	<u>Yes to table</u>
<u>Member Cardinale</u>	VOTING	<u>Yes to table</u>
<u>Member Kent</u>	VOTING	<u>Yes to table</u>
<u>Member Kwasna</u>	VOTING	<u>Yes to table</u>
<u>Member Lull</u>	VOTING	<u>Yes to table</u>

The resolution was thereupon declared duly adopted.

* * * * *

THE VOTE

Cardinale Yes No Kent Yes No
 Kwasna Yes No Lull Yes No
 Villella Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY DECLARED ~~ADOPTED~~

Adopted

Tabled

MARCH 21, 2000 REGULAR TOWN BOARD MEETING

COUNCILMAN KENT OFFERED THE RESOLUTION TO BE BROUGHT OFF THE TABLE, WHICH WAS SECONDED BY COUNCILMAN CARDINALE.

ALL BOARD MEMBERS IN FAVOR OF UNTABLING THE RESOLUTION.

COUNCILMAN KENT OFFERED THE RESOLUTION FOR ADOPTION, WHICH WAS SECONDED BY COUNCILMAN CARDINALE.

**THE VOTE: DENSIESKI, NO, CARDINALE, YES, KENT, YES, LULL, YES, AND KOZAKIEWI
YES. THE RESOLUTION WAS THEREUPON DECLARED TO BE DULY ADOPTED.**

Adopted

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, the undersigned Secretary of the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Members of said Agency, including the resolution contained therein, held on December 21, 1999, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all Members of said Agency had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice _____

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Agency on _____, 1999.

Secretary

(CORPORATE SEAL)